

**AMENDMENTS TO THE CLAIMS:**

This listing of claims will replace all prior versions, and listings, of claims in the application:

**LISTING OF CLAIMS:**

1. (Previously Presented) A device comprising (A) a reservoir confining at least one composition intended for protecting the skin and/or hair against UV radiation, and (B) means to place said composition under pressure, wherein said composition is in the form of simple or complex emulsion and comprises, in a cosmetically acceptable aqueous carrier:

- (a) a photoprotective system capable of screening out UV radiation; and
- (b) spherical microparticles of porous silica.

2. (Canceled).

3. (Previously Presented) The device as defined by Claim 1, said spherical porous silica microparticles having a mean particle size ranging from 0.5  $\mu\text{m}$  to 20  $\mu\text{m}$ .

4. (Previously Presented) The device as defined by Claim 3, said spherical porous silica microparticles having a mean particle size ranging from 3  $\mu\text{m}$  to 15  $\mu\text{m}$ .

5. (Previously Presented) The device as defined by Claim 3, said spherical porous silica microparticles having a specific surface ranging from 50 m<sup>2</sup>/g to 1000 m<sup>2</sup>/g

6. (Previously Presented) The device as defined by Claim 5, said spherical porous silica microparticles having a specific surface ranging from 150 m<sup>2</sup>/g to 800 m<sup>2</sup>/g.

7. (Previously Presented) The device as defined by Claim 5, said spherical porous silica microparticles having a specific pore volume ranging from 0.5 ml/g to 5 ml/g.

8. (Previously Presented) The device as defined by Claim 7, said spherical porous silica microparticles having a specific pore volume ranging from 1 ml/g to 2 ml/g.

9. (Previously Presented) The device as defined by Claim 1, said spherical porous silica microparticles comprising from 0.1% to 10% weight of said composition.

10. (Previously Presented) The device as defined by Claim 1, said spherical porous silica microparticles comprising from 0.2% to 5% weight of said composition.

11. (Previously Presented) The device as defined by Claim 1, said photoprotective system comprising (1) one or more organic UV-screening agent(s), (2) one or more inorganic UV-screening pigment(s) or nanopigments(s) or (3) mixtures thereof.

12. (Currently Amended) The device as defined by Claim 11, said photoprotective system comprising one or more organic UV-screening agent(s) selected from the group consisting of anthranilates; cinnamic derivatives; dibenzoylmethane derivatives; salicylic derivatives, camphor derivatives; triazine derivatives; benzophenone derivatives;  $\beta,\beta'$ -diphenyl acrylate derivatives, benzotriazole derivatives, benzimidazole derivatives; imidazolines; ~~bisbenzoazoly~~ ~~derivatives~~ bisbenzoazolys; p-aminobenzoic acid (PABA) derivatives; methylenebis(hydroxyphenylbenzotriazole) derivatives; benzoxazole derivatives; screening polymers and screening silicones; dimers derived from  $\alpha$ -alkylstyrene; 4,4-diarylbutadiene derivatives and mixtures thereof.

13. (Previously Presented) The device as defined by Claim 12, said photoprotective system comprising one or more organic UV-screening agent(s) selected from the group consisting of Ethylhexyl Salicylate, Ethylhexyl Methoxycinnamate, Octocrylene, Phenylbenzimidazole Sulphonic Acid, Benzophenone-3, Benzophenone-4, Benzophenone-5, n-Hexyl 2-(4-diethylamino-2-hydroxybenzoyl)benzoate, 4-Methylbenzylidene camphor, Terephthalylidene Dicamphor Sulphonic, Disodium Phenyl Dibenzimidazole Tetra-sulphonate, 2,4,6-Tris(diisobutyl 4'-aminobenzalmalonate)-s-triazine, Anisotriazine, Ethylhexyl triazone,

Diethylhexyl Butamido Triazone, Methylene bis-Benzotriazolyl

Tetramethylbutylphenol, Drometrizole Trisiloxane, Polysilicone-1,1-dicarboxy (2,2'-dimethyl-propyl)-4,4-diphenylbutadiene, 2,4-bis-[5-1(dimethylpropyl)benzoxazol-2-yl-(4-phenyl)-imino]-6-(2-ethylhexyl)-imino-1,3,5-triazine and mixtures thereof.

14. (Previously Presented) The device as defined by Claim 11, said photoprotective system comprising one or more coated or uncoated metal oxide pigment(s) or nanopigments(s).

15. (Previously Presented) The device as defined by Claim 14, said photoprotective system comprising one or more pigment(s) or nanopigments(s) of titanium, iron, zinc, zirconium or cerium.

16. (Previously Presented) The device as defined by Claim 1, said photoprotective system comprising from 0.1% to 30% by weight of said composition.

17. (Previously Presented) The device as defined by Claim 1, said photoprotective system comprising from 0.5% to 15% by weight of said composition.

18. (Previously Presented) The device as defined by Claim 1, where (B) comprises at least one propellant.

19. (Previously Presented) The device as defined by Claim 1, said composition further comprising at least one tanning agent.

20. (Previously Presented) The device as defined by Claim 19, said at least one tanning agent comprising at least one mono- or polycarbonyl compound.

21. (Previously Presented) The device as defined by Claim 20, said at least one tanning agent being selected from the group consisting of isatin, alloxan, ninhydrin, glyceraldehyde, mesotartaric aldehyde, glutaraldehyde, erythrulose, pyrazolin-4,5-dione derivatives, dihydroxyacetone (DHA), 4,4-dihydroxypyrazolin-5-one derivatives and mixtures thereof.

22. (Previously Presented) The device as defined by Claim 21, said at least one tanning agent comprising DHA.

23. (Previously Presented) The device as defined by Claim 19, said at least one tanning agent comprising from 0.1% to 10% by weight of said composition.

24. (Previously Presented) The device as defined by Claim 19, said at least one tanning agent comprising from 0.2% to 8% by weight of said composition.

25. (Previously Presented) The device as defined by Claim 1, said composition further comprising at least one cosmetic additive or adjuvant selected from the group consisting of fatty substances, organic solvents, thickeners, demulcents, opacifiers, stabilizers, emollients, anti-foaming agents, moisturizing agents, perfumes, preservatives, polymers, fillers, sequestrants, bactericides and/or

odor absorbers, alkalizing or acidifying agents, surfactants, emulsifiers, anti-free radical agents, antioxidants, vitamins,  $\alpha$ -hydroxy acids and mixtures thereof.

26. (Previously Presented) The device as defined by Claim 1, said composition further comprising at least one polymer of isophthalic acid or of sulphoisophthalic acid.

27. (Previously Presented) The device as defined by Claim 26, said at least one polymer of isophthalic acid or of sulphoisophthalic acid comprising a copolymer of phthalate/sulphoisophthalate/glycol or a copolymer of diethylene glycol/phthalate/isophthalate/1,4-cyclohexanedimethanol.

28. (Canceled)

29. (Previously Presented) The device as defined by Claim 1, said composition comprising an oil-in-water or water-in-oil emulsion.

30. (Previously Presented) A composition suited for pressurization and intended for protecting the skin and/or hair against UV radiation, wherein said composition is in the form of a simple or complex emulsion and comprises, in a cosmetically acceptable aqueous carrier:

- (a) a photoprotective system capable of screening out UV radiation; and
- (b) spherical microparticles of porous silica.

31 (Canceled)

32. (Previously Presented) The composition as defined by Claim 30, said spherical porous silica microparticles having a mean particle size ranging from 0.5  $\mu\text{m}$  to 20  $\mu\text{m}$ .

33. (Previously Presented) The composition as defined by Claim 32, said spherical porous silica microparticles having a mean particle size ranging from 3  $\mu\text{m}$  to 15  $\mu\text{m}$ .

34. (Previously Presented) The composition as defined by Claim 32, said spherical porous silica microparticles having a specific surface ranging from 50  $\text{m}^2/\text{g}$  to 1000  $\text{m}^2/\text{g}$

35. (Previously Presented) The composition as defined by Claim 34, said spherical porous silica microparticles having a specific surface ranging from 150  $\text{m}^2/\text{g}$  to 800  $\text{m}^2/\text{g}$ .

36. (Previously Presented) The composition as defined by Claim 34, said spherical porous silica microparticles having a specific pore volume ranging from 0.5  $\text{ml/g}$  to 5  $\text{ml/g}$ .

37. (Previously Presented) The vaporizable sunscreen composition as defined by Claim 36, said spherical porous silica microparticles having a specific pore volume ranging from 1 ml/g to 2 ml/g.

38. (Previously Presented) The composition as defined by Claim 30, said spherical porous silica microparticles comprising from 0.1% to 10% weight of said composition.

39. (Previously Presented) The composition as defined by Claim 30, said spherical porous silica microparticles comprising from 0.2% to 5% weight of said composition.

40. (Previously Presented) The composition as defined by Claim 30, said photoprotective system comprising (1) one or more organic UV-screening agent(s), (2) one or more inorganic UV-screening pigment(s) or nanopigments, and (3) mixtures thereof.

41. (Currently Amended) The composition as defined by Claim 40, said photoprotective system comprising one or more organic UV-screening agent(s) selected from the group consisting of anthranilates; cinnamic derivatives; dibenzoylmethane derivatives; salicylic derivatives, camphor derivatives; triazine derivatives; benzophenone derivatives;  $\beta,\beta'$ -diphenyl acrylate derivatives, benzotriazole derivatives, benzimidazole derivatives; imidazolines; ~~bisbenzoazoly~~ derivatives bisbenzoazolys; p-aminobenzoic acid (PABA) derivatives;



methylenebis(hydroxyphenylbenzotriazole) derivatives; benzoxazole derivatives; screening polymers and screening silicones; dimers derived from  $\alpha$ -alkylstyrene; 4,4-diarylbutadiene derivatives and mixtures thereof.

42. (Previously Presented) The composition as defined by Claim 41, said one or more organic UV-screening agent(s) selected from the group consisting of Ethylhexyl Salicylate, Ethylhexyl Methoxycinnamate, Octocrylene, Phenylbenzimidazole Sulphonic Acid, Benzophenone-3, Benzophenone-4, Benzophenone-5, n-Hexyl 2-(4-diethylamino-2-hydroxybenzoyl)benzoate, 4-Methylbenzylidene camphor, Terephthalylidene Dicamphor Sulphonic, Disodium Phenyl Dibenzimidazole Tetra-sulphonate, 2,4,6-Tris(diisobutyl 4-aminobenzalmalonate)-s-triazine, Anisotriazine, Ethylhexyl triazone, Diethylhexyl Butamido Triazone, Methylene bis-Benzotriazolyl Tetramethylbutylphenol, Drometrizole Trisiloxane, Polysilicone-1,1-dicarboxy (2,2'-dimethyl-propyl)-4,4-diphenylbutadiene, 2,4-bis-[5-1(dimethylpropyl)benzoxazol-2-yl-(4-phenyl)-imino]-6-(2-ethylhexyl)-imino-1,3,5-triazine and mixtures thereof.

43. (Previously Presented) The composition as defined by Claim 40, said photoprotective system comprising one or more coated or uncoated metal oxide pigment(s) or nanopigments(s).

44. (Previously Presented) The composition as defined by Claim 43, said photoprotective system comprising one or more pigment(s) or nanopigments(s) of titanium, iron, zinc, zirconium or cerium.

45. (Previously Presented) The composition as defined by Claim 30, said photoprotective system comprising from 0.1% to 30% by weight of said composition.

46. (Previously Presented) The composition as defined by Claim 30, said photoprotective system comprising from 0.5% to 15% by weight of said composition.

47. (Previously Presented) The composition as defined by Claim 30, said photoprotective system composition further comprising at least one tanning agent.

48. (Previously Presented) The composition as defined by Claim 47, said at least one tanning agent comprising at least one mono- or polycarbonyl compound.

49. (Previously Presented) The composition as defined by Claim 48, said at least one tanning agent being selected from the group consisting of isatin, alloxan, ninhydrin, glyceraldehyde, mesotartaric aldehyde, glutaraldehyde, erythrulose, pyrazolin-4,5-dione derivatives, dihydroxyacetone (DHA), 4,4-dihydroxypyrazolin-5-one derivatives and mixtures thereof.

50. (Previously Presented) The composition as defined by Claim 49, said tanning agent comprising DHA.

51. (Previously Presented) The composition as defined by Claim 47, said at least one tanning agent comprising from 0.1% to 10% by weight of said composition.

52. (Previously Presented) The composition as defined by Claim 47, said at least one tanning agent comprising from 0.2% to 8% by weight of said composition.

53. (Previously Presented) The composition as defined by Claim 30, said composition further comprising at least one cosmetic additive or adjuvant selected from the group consisting of fatty substances, organic solvents, thickeners, demulcents, opacifiers, stabilizers, emollients, anti-foaming agents, moisturizing agents, perfumes, preservatives, polymers, fillers, sequestrants, bactericides and/or odor absorbers, alkalizing or acidifying agents, surfactants, emulsifiers, anti-free radical agents, antioxidants, vitamins,  $\alpha$ -hydroxy acids and mixtures thereof.

54. (Previously Presented) The composition as defined by Claim 30, said composition further comprising at least one polymer of isophthalic acid or of sulfoisophthalic acid.

55. (Previously Presented) The composition as defined by Claim 54, said at least one polymer of isophthalic acid or of sulfoisophthalic acid comprising a copolymer of phthalate/sulfoisophthalate/glycol or a copolymer of diethylene glycol/phthalate/isophthalate/1,4-cyclohexanedimethanol.

56. (Canceled)

57. (Previously Presented) The composition as defined by Claim 30, said composition comprising an oil-in-water or water-in-oil emulsion.

58. (Previously Presented) A regime or regimen for UV-photoprotecting the skin and/or hair against the damaging effects of UV radiation, comprising spraying thereon composition as defined by Claim 30.

59. (Canceled)